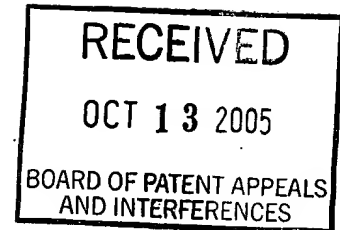


IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE




APPELLANTS' Tom Van Horn, et al.
APPLICATION NO.: 09/863,801
FILING DATE: May 22, 2001
TITLE: Attaining Product Inventory Groupings for Sales in a Group-Buying Environment
EXAMINER: Elaine L. Gort
GROUP ART UNIT: 3627
ATTY. DKT. NO.: 22930-06067

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below:

Dated: October 10, 2005

By: 
Robert R. Sachs, Reg. No.: 42,120

BOARD OF PATENT APPEALS AND INTERFERENCES
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

COMMUNICATION

SIR:


In response to the Notice of Defective Amendment dated September 8, 2005, Appellants hereby resubmit the Appeal Brief in the above-referenced case. As requested by the Notice and clarified by SPE Alex Kalinowski in a phone conversation with Appellant's representative on September 30, 2005, filed herewith is a summary of interview that summarizes this conversation in greater detail.

PATENT

Should Examiner have any further concerns in this case, she is urged to contact Applicant's representative at the contact information below.

Respectfully submitted,
TOM VAN HORN, ET AL.

Dated: October 10, 2005

By: 
Robert R. Sachs, Reg. No.: 42,120
Fenwick & West LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041
Tel.: (415) 875-2410
Fax.: (415) 281-1350

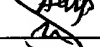
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INTERVIEW SUMMARY

SIR:

Applicants' representative, Colleen V. Chien, Reg. No. 55,062, spoke with SPE Alex Kalinowski on September 30, 2005 regarding the Notice of Defective Amendment sent on September 9, 2005 in patent application 09/863,801. Agreement was reached as follows:

Applicants agreed to resubmit the Appeal Brief in this case, reproducing in the Claims Appendix the complete text and status of all the claims, including claims that are not the subject of the appeal, as they appeared in Amendment A. Examiner Kalinowski agreed that no further fees would be due, and that the appeal brief would be entered and not considered abandoned.

PATENT

Please inform the undersigned, at the below stated address, of the status of this application.

Respectfully submitted,
TOM VAN HORN, ET AL.



Dated: 10/10/05

By: _____

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